

3. The responses and affirmative defenses as asserted in Defendants' Answer remain.

WHEREFORE, Defendants, LIEUTENANT JOSEPH TERSAK, OFFICER MICHAEL COLEMAN, OFFICER ERIC ENGELHARDT, OFFICER RONALD YOSI, OFFICER JEFFREY GARRIS, OFFICER DANIEL HARTUNG, OFFICER JASON HALL, OFFICER DAVID BLAHUT, OFFICER THEODORE GEYSER and OFFICER CHAD O'BRIEN, respectfully request that the Court enter an Order dismissing the cross-claim as against the City of Pittsburgh.

Respectfully submitted,

**MARSHALL DENNEHEY
WARNER COLEMAN & GOGGIN**

BY: /s/ Paul D. Krepps
PAUL D. KREPPS, ESQUIRE
PA ID #73038
APRIL L. CRESSLER, ESQUIRE
PA ID #308353
ALLISON GENARD, ESQUIRE
PA ID #311253
Counsel for Defendants
Union Trust Building
501 Grant Street, Suite 700
Pittsburgh, PA 15219
(412) 803-1140 // (412) 803-1188 fax
PDKrepps@mdwcg.com
ALCressler@mdwcg.com
ANGenard@mdwcg.com

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